

WEDNESDAY, FEBRUARY 19, 1997

EIGHTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Henry K. Smith, First Baptist Church of South Inglewood, Nashville, Tennessee.

Representative Boner led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 99

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 99.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 47: Rep(s). Chumney and McMillan as prime sponsor(s).

House Bill No. 39: Rep(s). Winningham as prime sponsor(s).

House Bill No. 56: Rep(s). Pruitt and West as prime sponsor(s).

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House Bill No. 204: Rep(s). Langster, Brooks, Bowers, Cooper, L. DeBerry, J. DeBerry, Brown, Armstrong, U. Jones, Miller, Towns and Turner (Shelby) as prime sponsor(s).

House Bill No. 318: Rep(s). Buck as prime sponsor(s).

House Bill No. 336: Rep(s). Ritchie as prime sponsor(s).

House Bill No. 344: Rep(s). Brooks, U. Jones, Langster, Kerr, Turner (Shelby), Cooper, Armstrong, Bowers, J. DeBerry and Brown as prime sponsor(s).

House Bill No. 592: Rep(s). Sands as prime sponsor(s).

House Bill No. 668: Rep(s). Brown as prime sponsor(s).

House Bill No. 1280: Rep(s). Wood, Sharp, McAfee, Brown and Turner (Hamilton) as prime sponsor(s).

MESSAGE FROM THE GOVERNOR

February 18, 1997

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 5, 6, 9, 12, 14, 15, 26, 27 and 28, with his approval.

COURTNEY PEARRE, Counsel to the Governor.

SIGNED

February 18, 1997

The Speaker signed the following: Senate Joint Resolution(s) No(s). 37 and 56.

SIGNED

February 18, 1997

The Speaker signed the following: House Bill(s) No(s). 51; and House Resolution(s) No(s). 17 and 18.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

February 19, 1997

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 53; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Resolution No. 19** -- General Assembly, Studies - Continues special committee established by HR 162 to examine the usage and effects of drug Ritalin and other amphetamines. by *Brown.

Health & Human Resources Committee

***House Joint Resolution No. 48** -- General Assembly, Studies - Continues special joint committee created by HJR 503 of 99th General Assembly to study retention, disposition and storage of court records until April 15, 1997. by *Hargrove.

Judiciary Committee

***House Joint Resolution No. 49** -- General Assembly, Studies - Continues special joint committee established by HJR 415 to study issues relating to graduated driver licenses. by *Fowlkes.

Transportation Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 20, 1997:

House Resolution No. 20 -- Memorials, Death - Floyd H. Bowers. by *Dunn, *Burchett, *Clabough.

House Resolution No. 21 -- Memorials, Personal Occasion - Elsie Mae Glisson - 100th birthday. by *Maddox.

House Resolution No. 22 -- Memorials, Personal Occasion - Mr. and Mrs. Allen Scott, 50th anniversary. by *White.

House Resolution No. 23 -- Memorials, Illness - Bob Wallace. by *Hargrove.

House Joint Resolution No. 50 -- Memorials, Public Service - George Martin. by *Fowlkes.

House Joint Resolution No. 51 -- Memorials, Death - David Gotten. by *Hargett.

House Joint Resolution No. 53 -- Memorials, Congratulations - City of LaVergne, 25th Anniversary. by *Beavers.

House Joint Resolution No. 55 -- Memorials, Sports - David "Smokey" Gaines. by *DeBerry L.

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House Joint Resolution No. 56 -- Memorials, Death - Cynthia Ellen Nutt-Roberts. by *DeBerry L.

House Joint Resolution No. 57 -- Memorials, Academic Achievement - Students at Greater Abyssinia Church. by *DeBerry L.

House Joint Resolution No. 58 -- Memorials, Sports - Jill Pruden, Oak Ridge High School girls' basketball coach. by *Caldwell.

House Joint Resolution No. 59 -- Memorials, Death - William M. Leech, Jr. by *Sands.

House Joint Resolution No. 60 -- Memorials, Public Service - Judge William Lewis (Chink) Brown. by *McAfee, *Stulce, *Wood, *Sharp, *Brown, *Turner (Hamilton).

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1126 -- Banks and Financial Institutions - Authorizes commissioner of financial institutions to lower by one half or any other appropriate amount greater than one half reserve against deposit levels relative to neighborhood or community development district banks that are owned and operated by individuals living in neighborhood or development district for benefit of such neighborhoods or development districts. Amends TCA Title 45, Chapter 2. by *Bowers, *DeBerry J.

House Bill No. 1127 -- Housing - Gives housing authority security officers law enforcement authority including right to carry weapon if meet POST commission standards Amends TCA Section 13-20-419. by *Bowers, *DeBerry J.

House Bill No. 1128 -- Telecommunications - Requires companies providing cellular phone service to notify consumers at least 15 days before expiration of contract. Amends TCA Title 47, Chapter 18, Title 65, Chapters 4 and 5 and Title 67. by *Bowers, *DeBerry J.

House Bill No. 1129 -- Local Government, General - Authorizes local governments to enter into enforceable memoranda of understanding with local bargaining units. Amends TCA Title 8. by *Bowers, *DeBerry J.

House Bill No. 1130 -- TennCare - Revises time schedule that TennCare oversight committee must follow in reviewing legislation from four weeks after introduction to four weeks after receipt by committee. Amends TCA Titles 3, 4, 56, 68 and 71. by *Bowers, *DeBerry J.

House Bill No. 1131 -- Education, Higher - Allows for in-state tuition rates for Tennessee residents and non-residents living in border counties within 30 miles of state institutions of higher education. Amends TCA Section 49-8-102. by *Whitson, *Patton.

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House Bill No. 1132 -- Highway Signs - "John S. Wilder Parkway," I-40, Tennessee. by *Walley.

House Bill No. 1133 -- Annexation - Provides certain additional means for determining compensation in cases of annexation wherein annexed territory, at time of annexation, is being provided with electric service by state instrumentality. Amends TCA Title 6, Chapter 51. by *Gunnels, *Kerr.

House Bill No. 1134 -- Pharmacy - Requires manufacturers, wholesalers and distributors of prescription drugs to have license on premises and to display it on request. Amends TCA Title 63, Chapter 10, Part 2. by *Eckles.

House Bill No. 1135 -- Health, Dept. of - Permits "other home care accrediting organizations" recognized by HCFA, in addition to joint commission on accreditation of health care organizations, as entities who may accredit home medical equipment providers to be eligible for presumptive licensing by board for licensing health care facilities. Amends TCA Section 68-11-226. by *Eckles.

House Bill No. 1136 -- Private Protective Services - Exempts certain employees of private resorts Amends TCA Title 62, Chapter 35. by *Walker, *Curtiss.

House Bill No. 1137 -- Taxes, Privilege - Repeals occupational privilege tax. Amends TCA Section 3-6-113; Section 49-7-2112; Section 63-9-104 and Section 63-6-207. Repeals TCA Title 67, Chapter 4, Part 17. by *Walker.

House Bill No. 1138 -- Driver Education - Requires first-time drivers and persons convicted of DUI to attend driver education classes; requires all public and private secondary schools and department of education to offer driver education classes. Amends TCA Title 55, Chapter 50. by *Patton.

House Bill No. 1139 -- Tort Liability - Requires certain adults to secure firearms from access by children; provides for joint and several liability, under certain circumstances, when children use firearms to injure person or property of another. Amends TCA Title 37, Chapter 10, Part 1. by *Patton.

House Bill No. 1140 -- Custody and Support - Establishes standard for court to use in determining right of parent with custody to move to another jurisdiction Amends TCA Title 36 and Title 37. by *Patton, *Hood, *Boyer, *Bowers, *Cole (Carter), *McMillan, *Givens.

House Bill No. 1141 -- Regional Authorities - Redistributes certain funds to entities in Giles County relative to abolition of Tennessee Elk River Authority. Amends Chapter 816 of the Public Acts of 1996. by *Fowlkes.

House Bill No. 1142 -- Insurance Companies, Agents, Brokers - Allows attorney, agent, or other employed by reciprocal insurance subscriber to serve on board of directors despite receiving payment for services rendered. Amends TCA Title 56, Chapter 16, Part 2. by *Fowlkes.

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House Bill No. 1143 -- Judges and Chancellors - Creates new trial courts in 13th, 16th, 21st, 22nd and 26th judicial districts with judges for such courts to be elected at August 1998 general election. Amends TCA Sections 16-2-506(13)(A), 16-2-506(16)(A), 16-2-506(21)(A), 16-2-506(22)(A) and 16-2-506(26)(A). by *Buck, *Williams (Williamson), *Winningham, *Curtiss, *Jackson, *White, *Fowlkes, *Kisber, *Tidwell, *Beavers, *Hood, *Sands, *Walker, *Eckles, *Walley, *McDaniel.

House Bill No. 1144 -- Ethics - Deletes bankruptcy reporting requirement from public official's conflict of interest disclosure statement. Amends TCA Section 8-50-502. by *Buck.

House Bill No. 1145 -- Contractors - Enacts "Electricians Licensing Act of 1997." Amends TCA Title 62, Chapter 6. by *Cross.

House Bill No. 1146 -- Fiduciaries - Permits fiduciaries to use entire amount of estate for funeral expenses of minor or disabled person if such estate does not exceed \$7,500. Amends TCA Title 34 and Title 35. by *Fowlkes.

House Bill No. 1147 -- Motor Vehicles, Titling and Registration - Requires registration plates to specify county of issue or county of residence of vehicle owner. Amends TCA Title 4; Title 55, Chapters 3 and 4. by *Odom, *Phelan, *Ridgeway, *Roach, *Davis R.

House Bill No. 1148 -- Advertising - Gives specified rights to owners of outdoor advertising when confronted with state or local efforts at condemnation. Amends TCA Title 54, Chapter 21. by *Williams (Williamson).

House Bill No. 1149 -- Telecommunications - Increases from four to five years initial basic local exchange telephone service rates of incumbent local exchange telephone company not to be increased after company becomes subject to regulation. Amends TCA Title 65. by *Williams (Williamson).

House Bill No. 1150 -- Taxes, Sales - Deletes definition of "flea market sales" from sales and use tax law. Amends TCA Title 67. by *Williams (Williamson).

House Bill No. 1151 -- Criminal Offenses - Redefines "habitation" for purposes of burglary and related offenses to include outbuildings, such as storage sheds contained within curtilage of residential property. Amends TCA Title 39, Chapter 14. by *Hargett, *DeBerry J.

House Bill No. 1152 -- Banks and Financial Institutions - Expands local government regulatory authority over pawnbrokers. Amends TCA Title 45, Chapter 6. by *Towns.

House Bill No. 1153 -- Licenses - Authorizes Shelby County and Memphis to suspend or revoke beer permits or impose civil penalties through civil division of general sessions court for county and municipal court for municipal permits. Amends TCA Title 57, Chapter 5. by *DeBerry J.

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House Bill No. 1154 -- Education - Includes day schools in list of educational entities relative to immunizations. Amends TCA Title 49, Chapter 6, Part 50. by *Caldwell.

House Bill No. 1155 -- Campaigns - Permits candidate for general assembly or candidate's campaign committee to conduct fundraisers or to solicit or accept contributions during regular session of general assembly Amends TCA Title 2, Chapter 10. by *Stamps.

House Bill No. 1156 -- Financial Disclosure - Requires amended disclosure statement be filed with registry of election finance within ten days if change of condition occurs more than 60 days prior to January 31 filing deadline Amends TCA Title 8, Chapter 50, Part 5. by *Stamps.

House Bill No. 1157 -- Campaigns - Deletes exemption for contributions made to candidate by committee or caucus of political party for purposes of determining aggregate campaign contribution limits Amends TCA Title 2, Chapter 10, Part 3. by *Stamps.

House Bill No. 1158 -- Insurance, Health, Accident - Requires certain provisions in plans that offer chiropractic coverage. Amends TCA Title 56. by *West.

House Bill No. 1159 -- Taxes, Sales - Exempts from sales and use tax aircraft repairs and refurbishment if such aircraft brought into Tennessee for such repairs and removed from Tennessee within 15 days of completion. Amends TCA Title 67, Chapter 6. by *Kisber, *Boner, *Rhinehart, *West, *Westmoreland, *Hicks, *Davis R, *Bittle, *Cole (Dyer), *Pruitt, *McDaniel, *Pinion, *Head, *Chumney, *Stamps, *Armstrong, *Rinks.

House Bill No. 1160 -- Sexual Offenses - Prohibits rape or sexual battery of spouse who has been living apart for 30 days regardless of whether divorce petition filed; permits charges of spousal rape or sexual battery to be brought by affidavit of complaint. Amends TCA Title 39, Chapter 13, Part 5. by *McMillan, *Turner (Hamilton), *Chumney.

House Bill No. 1161 -- Children - Reinstates definition of "abandonment" in TCA Title 37 (same definition as in TCA Title 36). Amends TCA Section 37-2-402. by *McMillan.

House Bill No. 1162 -- Public Records - Provides for confidentiality of certain data, proprietary information, or research information produced by state or higher education employees. Amends TCA Section 49-7-120. by *Davidson, *Winningham.

House Bill No. 1163 -- Workers' Compensation - Removes exclusion of workers' compensation from forms of compensation for firefighters, paramedics, emergency medical technicians, and emergency medical technicians - advanced, eligible for presumption that hypertension and heart disease are worked related Amends TCA Section 7-51-201. by *Burchett.

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House Bill No. 1164 -- Taxes, Real Property - Permits Shelby County to assess prorated taxes on annexed property. Amends TCA Title 6, Chapter 51 and Title 67, Chapter 5. by *Chumney, *Towns.

House Bill No. 1165 -- Regional Authorities - Removes requirement that port authority board of commissioners be residents of municipality. Amends TCA Section 7-87-105. by *Chumney.

House Bill No. 1166 -- Motor Vehicles, Titling and Registration - Authorizes issuance of special license plates for supporters of AIDS Response Knoxville (ARK) Amends TCA Title 55, Chapter 4. by *Ritchie.

House Bill No. 1167 -- Courts - Requires nonlawyer members of judicial selection to be from different grand divisions Amends TCA Title 17, Chapter 4. by *Ritchie.

House Bill No. 1168 -- Annexation - Prohibits municipality from annexing McGhee-Tyson airport property in Blount County without prior consent of airport authority. Amends TCA Title 42, Chapter 4. by *Ritchie.

House Bill No. 1169 -- Forest and Forest Products - Enacts "Tennessee Sustainable Forest Management and Economic Development Act." Amends TCA Title 11. by *Kerr, *Gunnels.

House Bill No. 1170 -- State Employees - Requires all WIC contract clerks and nutritionists supervised by department of health to be transferred to state positions by 12/31/1997, for which such persons are on register; general assembly notes transfers result in no cost increase to state since WIC 100 percent federally funded. Amends TCA Title 8, Chapter 30, Part 3. by *Kerr.

House Bill No. 1171 -- State Employees - Requires all WIC contract clerks and nutritionists supervised by department of health to be transferred to state positions by 12/31/1997, for which such persons are on register; general assembly notes transfers result in no cost increase to state since WIC 100 percent federally funded. Amends TCA Title 8, Chapter 30. by *Kerr.

House Bill No. 1172 -- State Employees - Prohibits state from compensating full-time state employees at a level less than poverty level for state. Amends TCA Title 8, Chapter 23. by *Kerr, *Gunnels, *Newton.

House Bill No. 1173 -- Pensions and Retirement Benefits - Increases retirements allowance of certain retired state employees and teachers Amends TCA Title 8, Chapter 36, Part 7. by *Kerr, *Gunnels, *Newton.

House Bill No. 1174 -- Pharmacy - Extends period from ten to 15 days for filing performance oath by Pharmaceutical Association appointees. Amends TCA Title 63, Chapter 10. by *Kerr, *Walker.

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House Bill No. 1175 -- Alcoholic Beverages - Redefines "premier type tourist resort" to include additional recreational facility in Blount County for eligibility for liquor by the drink license. Amends TCA Section 57-4-102(17). by *Kerr.

House Bill No. 1176 -- Taxes, Privilege - Exempts from alcohol privilege tax ethanol producers producing in bulk lots of 5,000 gallons or more not for retail sale and holding valid alcohol fuels or distilled spirits permit. Amends TCA Section 57-2-101 and Section 57-3-101. by *Kerr, *Gunnels.

House Bill No. 1177 -- Insurance, Motor Vehicles - Prohibits traffic citation received while operating with commercial driver license in course of employment from influencing personal automobile insurance. Amends TCA Title 56, Chapter 7, Part 11. by *Kerr.

House Bill No. 1178 -- Architects and Engineers - Directs board of architects and engineers to develop policies for licensing of graduates of foreign colleges and universities. Amends TCA Title 62, Chapter 2. by *Kerr.

House Bill No. 1179 -- Local Education Agency - Authorizes zero tolerance policy for use or threatened use of weapon and for firearms; prohibits expelling student for possessing other weapons or devices which are capable of being used as weapon. Amends TCA Section 49-6-4216. by *Kerr, *Gunnels, *Newton.

House Bill No. 1180 -- Juvenile Offenders - Reduces from 16 to 15 time credits juvenile offender may be awarded for each month served. Amends TCA Title 37. by *Kerr, *Newton.

House Bill No. 1181 -- Crime, Victims of - Requires person whose false report to law enforcement results in criminal charges against another person to pay expenses incurred by person wrongfully charged; makes payment of such expenses condition of pre-trial diversion or probation. Amends TCA Title 39, Chapter 16, Part 5. by *Kerr, *Newton.

House Bill No. 1182 -- Inheritance Laws - Increases from \$5,000 to \$10,000 aggregate value of personal property that may be disposed of by nuncupative will. Amends TCA Titles 31, 32, and 67. by *Kerr, *Walker.

House Bill No. 1183 -- Taxes, Income - Phases out Hall Income Tax over ten year period. Amends TCA Title 67, Chapter 2. by *Kerr, *Walker.

House Bill No. 1184 -- Motor Vehicles, Titling and Registration - Mandates issuance of standard special license plate to replace all other special license plates authorized by TCA Title 55, Chapter 4, Part 2, effective July 1, 1998. Amends TCA Title 55, Chapter 4. by *Kerr.

House Bill No. 1185 -- Motor Vehicles, Titling and Registration - Changes \$25.00 annual fee for special license plates for honorably discharged veterans to one time fee. Amends TCA Title 55, Chapter 4, Part 2. by *Kerr.

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House Bill No. 1186 -- Highway Signs - Gives preference for placement on sign assembly to business with greatest eligibility distance when two or more valid competing applications for participation in TODS program. Amends TCA Title 54, Chapter 5, Part 13. by *Kerr, *Walker.

House Bill No. 1187 -- Education, Higher - Makes state technology center at Knoxville part of Pellissippi State Technical Community College. Amends TCA Title 49, Chapter 8, Part 9. by *Kerr.

House Bill No. 1188 -- Taxes - Extends duration of state tax lien from ten to 12 years. Amends TCA Title 7 and Title 67. by *Kerr, *Walker.

House Bill No. 1189 -- Annexation - Prohibits certain strip annexation accomplished by ordinance initiated by a municipality. Amends TCA Section 6-51-101 and Section 6-51-102. by *Kerr.

House Bill No. 1190 -- Taxes - Transfers 3 percent of in lieu of tax revenue received from TVA from impact areas to state park major maintenance. Amends TCA Title 57, Chapter 5; Title 57, Chapter 4 and Title 67. by *Kerr.

House Bill No. 1191 -- Taxes, Sales - Redistributes proceeds of second half of sales taxes collected by county so that 1/2 goes to unincorporated area or incorporated city and town in amount directly proportionate to population of such area or such city or town and 1/2 to jurisdiction in which tax collected. Amends TCA Title 67, Chapter 6, Part 7. by *Kerr.

House Bill No. 1192 -- Annexation - Requires comptroller to study fiscal impact of effect of annexations of utility districts providing fire protection by municipality. Amends TCA Title 6, Chapter 51, Part 1 and Title 7, Chapter 82. by *Kerr.

House Bill No. 1193 -- General Assembly - Creates commission to recommend appropriate compensation for members of general assembly. Amends TCA Title 3, Chapter 1. by *Kerr.

House Bill No. 1194 -- Election Laws - Permits in session fundraisers by general assembly members and governor in certain circumstances. Amends TCA Title 2, Chapter 10. by *Kerr.

House Bill No. 1195 -- Election Laws - Requires registry send notice of report due dates only to members' legislative offices rather than both office and home addresses. Amends TCA Title 2, Chapter 10. by *Kerr.

House Bill No. 1196 -- General Assembly - Establishes 12 year term limits for general assembly excluding time served to fill vacancy; prohibits re-election or appointment to house until expiration of two years and four for senate; authorizes person to run for other house at end of 12 consecutive years; begins with November 1998 election for house and senators elected in 1996, and November 2000 election for other senators. Amends TCA Title 3. by *Kerr, *Newton.

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***House Bill No. 1197** -- Criminal Procedure - Permits in court's discretion expungement of criminal conviction for offense against property if convicted individual was 20 years old or younger at time of offense and demonstrates ten years of law abiding behavior. by *Rinks.

House Bill No. 1198 -- Game and Fish Laws - Establishes 1997 hunting season for deer. Amends TCA Title 70. by *Rinks.

***House Bill No. 1199** -- Game and Fish Laws - Clarifies that sportspersons must obtain written or oral permission from landowner or agents in order to hunt, trap, take or kill wildlife. Permission also required for wildlife-related activities; prohibits sportsperson from damaging property of permission grantor; authorizes private lands incentive programs. Amends TCA Section 70-4-106 and Title 70, Chapter 5, Part 1. by *Rinks.

House Bill No. 1200 -- Taxes, Privilege - Requires new tire retailers registered with commissioner of revenue to notify commissioner of changes of ownership, address or place of business within 30 days. Amends TCA Title 67, Chapter 4. by *Rinks.

House Bill No. 1201 -- Schools, Private and Charter - Empowers local school boards to approve establishment of charter schools by new school creation or existing public school conversion. Amends TCA Section 49-2-203. by *Hood.

House Bill No. 1202 -- Fees - Increases probate court clerk fees in Shelby County. Amends TCA Section 8-21-401. by *DeBerry J., *Kent.

House Bill No. 1203 -- Driver Licenses - Permits individual to request driver license which does not reveal individual's social security number; prohibits display of such number on licenses issued after 1/1/98. Amends TCA Title 55, Chapter 50. by *Jones, S., *Davidson.

House Bill No. 1204 -- Driver Licenses - Increases maximum fine from \$1,000 to \$1,500 for driving with cancelled, suspended or revoked license due to conviction for vehicular assault, vehicular homicide, or DUI. Amends TCA Title 55, Chapter 50. by *Jones, S., *Boner, *Halteman Harwell, *Williams (Williamson), *West.

***House Bill No. 1205** -- Driver Licenses - Prohibits issuance of restricted commercial driver license for operating school bus; prohibits issuance of school bus driver endorsements to persons convicted of DUI. Amends TCA Title 55, Chapter 50. by *Jones, S..

House Bill No. 1206 -- Vocational Training and Rehabilitation - Establishes pilot project to provide free computer training for unemployed persons. by *Jones, S..

House Bill No. 1207 -- Highways, Roads and Bridges - Requires department of transportation to study ways to ease congestion on urban highways. Amends TCA Title 54. by *Jones, S..

House Bill No. 1208 -- Metropolitan Government - Reduces from \$35,000 to \$25,000 minimum required county appropriation for metropolitan charter commission. Amends TCA Title 7, Chapter 2. by *Turner (Shelby), *Kisber, *Chumney, *Cross, *Bird.

House Bill No. 1209 -- Metropolitan Government - Authorizes creation of charter commission by petition signed by 20 percent of voters in county. Amends TCA Title 7, Chapter 2. by *Turner (Shelby), *Kisber, *Cross, *Bird.

House Bill No. 1210 -- Education, Higher - Requires four-year colleges that are part of University of Tennessee system to accept courses taken at two-year colleges that are part of the state university and community college system; failure to accept such courses are appealable to THEC. Amends TCA Title 49. by *Turner (Shelby), *Cross, *Bird.

House Bill No. 1211 -- Juvenile Offenders - Prohibits juveniles from being incarcerated for traffic offense unless such offense is DUI, leaving the scene of an accident, vehicular homicide, or other traffic offense classified as felony. Amends TCA Title 37. by *Turner (Shelby).

***House Bill No. 1212** -- Banks and Financial Institutions - Enacts "Deferred Presentment Services Act". Amends TCA Title 45. by *Fitzhugh.

***House Bill No. 1213** -- Tobacco, Tobacco Products - Prohibits possession of tobacco products by minors in addition to present prohibition for minor to purchase or accept receipt of a tobacco product or to present false identification. Amends TCA Title 39, Chapter 15, Part 4 and Title 39, Chapter 17, Part 15. by *Fitzhugh.

House Bill No. 1214 -- Firearms and Ammunition - Allows firearm training received in United States armed forces within five years of application for handgun carry permit to satisfy permit training requirements. Amends TCA Title 39, Chapter 17, Part 13. by *McDaniel.

House Bill No. 1215 -- Criminal Procedure - Requires trial court to make certain determinations as to whether criminal defendant has received effective assistance of counsel prior to accepting guilty plea, prior to commencement of trial and prior to verdict. Amends TCA Title 40, Chapter 18. by *McDaniel.

House Bill No. 1216 -- Taxes, Soft Drinks - Adds iced tea to list of included nonalcoholic beverages taxed as bottled soft drinks. Amends TCA Title 67, Chapter 4, Parts 4 and 5. by *McDaniel.

House Bill No. 1217 -- Motor Vehicles, Titling and Registration - Authorizes issuance of special license plates designed by Tennessee Wars Commission for American Civil War historical preservation. Amends TCA Title 55, Chapter 4. by *McDaniel.

House Bill No. 1218 -- Professions and Occupations - Requires licensing entities for attorneys, dentists, doctors, accountants, speech pathologists, optometrists and audiologists to create inactive license category which authorizes such persons to perform charitable services without compensation to 501(c)(3) organizations. Amends TCA Title 23; Title 62; Title 63 and Title 67. by *McDaniel.

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House Bill No. 1219 -- Taxes, Privilege - Exempts attorneys, dentists, physicians, audiologists, optometrists, public and certified public accountants, and speech pathologists from occupational privilege tax if classified as inactive except for pro bono and charitable services by appropriate licensing board. Amends TCA Title 67, Chapter 4, Part 17. by *McDaniel.

House Bill No. 1220 -- Bond Issues - Revises 1996 general bond bill to provide that grants of bond funds may be made to governmental entities and not-for-profits in Shelby County, Memphis, Knoxville, Chattanooga and Johnson City. Amends Chapter 952 of the Public Acts of 1996. by *McDaniel, *Kisber.

House Bill No. 1221 -- Real Estate Agents and Brokers - Reduces from 120 to 90 number of days before real estate appraiser with current, valid license may file form for license renewal. Amends TCA Title 62, Chapter 39. by *Ferguson.

House Bill No. 1222 -- Taxes, Sales - Increases from 30 to 35 days after last day of the preceding quarterly period the time in which dealers in aviation fuel must submit quarterly report. Amends TCA Title 67, Chapter 6. by *Rinks.

House Bill No. 1223 -- Solid Waste Disposal - Increases from \$8,000 to \$8,500 reimbursement to public or private used oil collection centers. Amends TCA Title 68, Chapter 211. by *Rinks.

House Bill No. 1224 -- Taxes, Excise - Authorizes tax credits for recycling. Amends TCA Title 67. by *Cole (Dyer), *Kisber, *Clabough.

House Bill No. 1225 -- Taxes, Gasoline, Petroleum Products - Authorizes 30 percent gas and diesel tax refund to solid waste haulers. Amends TCA Title 67; Chapter 3, Part 5. by *Williams (Williamson).

House Bill No. 1226 -- Alcoholic Beverages - Permits beer sales on premises with same permit authorizing wine and other spirits; allows additional local retail alcoholic beverage sales privilege tax; allows local authorities to take violations before alcoholic beverage commission. Amends TCA Section 57-4-101. by *Rhinehart.

House Bill No. 1227 -- Taxes - Clarifies intent of state not to tax interstate commerce. Amends TCA Title 67. by *Kisber.

House Bill No. 1228 -- Taxes, Business - Specifies definitions and exemptions of "industrial machinery" for purposes of taxation. Amends TCA Title 67. by *Kisber.

House Bill No. 1229 -- Taxes - Allows 20 percent credit on excise tax for cost of educational training for employees. Amends TCA Title 67. by *Kisber.

House Bill No. 1230 -- Teachers - Increases from 20 to 21 days number of consecutive teaching days substitute teacher not possessing teacher's certificate or permit authorized to substitute for regular teacher on leave. Amends TCA Title 9, Chapter 21 and Title 49, Chapter 3. by *Kisber.

WEDNESDAY, FEBRUARY 19, 1997 -- EIGHTH LEGISLATIVE DAY

House Bill No. 1231 -- Taxes, Real Property - Streamlines process for filing application for tax relief. Amends TCA Section 67-5-701. by *Kisber.

House Bill No. 1232 -- State Government - Enacts "Internal Control Act of 1997." Amends TCA Section 8-4-113 and Title 9, Chapter 18. by *Kisber.

House Bill No. 1233 -- Appropriations - Prohibits reversion of funds for inventory of public infrastructure needs and proration of payments to counties and municipalities under state revenue sharing act in advisory commission on intergovernmental relations budget; permits other funds to revert subject to approval of chair. Amends TCA Title 4, Chapter 10 and Title 67, Chapter 9. by *Kisber.

House Bill No. 1234 -- Boards and Commissions - Increases from \$50.00 to \$75.00 per diem for nonpublic official TACIR members. Amends TCA Title 4, Chapter 10. by *Kisber.

House Bill No. 1235 -- Local Government, General - Expands range of study topics for TACIR. Amends TCA Title 4, Chapter 10. by *Kisber.

***House Bill No. 1236** -- Disabled Persons - Institutes economic protections for purchasers and lessors of assistive devices. Amends TCA Title 47, Chapter 18. by *Burchett, *Haley, *Hargett, *Pleasant, *Hassell, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Halteman Harwell, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer, *Cole (Carter).

***House Bill No. 1237** -- Agriculture - Requires all tobacco seed sold in state be certified solely by official seed certifying agency; abolishes licensing requirement for retail sellers of agricultural seed selling in packages of one pound or less. - TCA Title 43, Chapter 10, Part 1. by *Roach, *Davis R, *Boyer, *Haley, *Hargett, *Wood, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Patton, *Kerr, *Beavers, *Kent, *Clabough, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower.

***House Bill No. 1238** -- Medicine, Practice of - Broadens investigatory powers of healing arts disciplinary boards; protects confidentiality of certain records prior to filing of complaint charges; protects identity of complainants prior to proceedings. Amends TCA Section 63-1-117. by *Newton, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer, *Cole (Carter).

***House Bill No. 1239** -- Local Education Agency - Requires all schools (public and private) to provide basic student information at start of school year to school system where school located and to school system in which student lives, if different. Amends TCA Section 49-6-3007. by *Whitson, *Davis R, *Patton, *Haley, *Hargett, *Wood, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

WEDNESDAY, FEBRUARY 19, 1997 -- EIGHTH LEGISLATIVE DAY

***House Bill No. 1240** -- Hospitals and Health Care Facilities - Relaxes frequency of inspection requirements for hospitals, nursing homes, residential hospices and other health related facilities. Amends TCA Section 68-11-210. by *Clabough, *Bird.

***House Bill No. 1241** -- Agriculture - Abolishes position of director of entomology and plant pathology. Amends TCA Title 43, Chapter 6, Part 1. by *Kerr, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Boyer, *Ford S, *Wood, *Patton, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1242** -- Medicaid and Medicare - Authorizes future increases in state share of Medicaid or TennCare program, operating costs to be paid out of recurring revenues. Amends TCA Title 9, Chapter 6. by *McDaniel, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Boyer, *Ford S, *Wood, *Patton, *Cole (Carter), *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1243** -- Taxes, Franchise - Extends business franchise tax job tax credit for each net new full time employee job through January 1, 2008. Amends TCA Section 67-4-908(c). by *Kisber, *Walley, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1244** -- Unemployment Compensation - Establishes \$50.00 minimum assessment against employer defaulting on unemployment insurance premiums. Amends TCA Section 50-7-404(c)(2). by *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1245** -- Health - Incorporates additional required infectious disease testing into prenatal care. Amends TCA Section 68-5-602. by *Beavers, *Haley, *Cooper B, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Kent, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1246** -- Unemployment Compensation - Establishes for purposes of determining "employment unit," that respective related corporations, paying through "common paymaster," pay concurrently employed employee only respectively disbursed amounts. - TCA Section 50-7-205. by *Beavers, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1247** -- Unemployment Compensation - Revises weekly unemployment benefit guidelines. Amends TCA Section 50-7-301(c)(1). by *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1248** -- Milk, Dairy Products - Simplifies license requirements for distributors of dairy products and related items; ends ingredient labeling requirement for trade products. Amends TCA Title 53, Chapter 3, Part 1. by *Haley, *Davis R, *Pleasant, *Hargett, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Cooper B, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1249** -- Weights and Measures - Enacts "Testing and Sealing -- Use of Weights and Measures. Amends TCA Title 47, Chapter 26. by *Boyer, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1250** -- Taxes, Sales - Imposes retail sales tax of 3 percent on mobile homes whether or not installed onto land. Amends TCA Section 67-6-209; Section 67-6-216; Section 67-6-336 and Section 67-6-702. by *Kisber, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1251** -- Parks, Natural Areas Preservation - Incorporates additional lands into designated natural areas. Amends TCA Section 11-14-108. by *McAfee, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Halteman Harwell, *Walker, *Boyer, *Mumpower, *Roach, *Cole (Carter).

***House Bill No. 1252** -- Unemployment Compensation - Changes catchline relative to rates for employment security premiums. Amends TCA Sections 50-7-402; 50-7-403(b)(1)(B); 50-7-403(b)(2); 50-7-403(b)(3); 50-7-403(e) and 50-7-403(g). by *Halteman Harwell, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower, *Roach, *Boyer, *Cole (Carter).

***House Bill No. 1253** -- Managed Care Organizations - Increases net worth requirements for HMOs; provides for mandatory custodial deposits. Amends TCA 56-32-212. by *Walley, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1254** -- Managed Care Organizations - Requires examinations of HMOs and providers by commissioners of health and commerce and insurance within three and four year periods respectively; eliminates biennial requirements by HMOs. Amends TCA 56-32-203(e), 215, 218(a). by *Walley, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Boyer, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1255** -- Health - Shields physician from liability when disclosing child's immunization status information to department of health, for specified purposes. Amends TCA Section 63-2-101. by *Walley, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Ford S, *Wood, *Patton, *Clabough, *Kerr, *Beavers, *Kent, *Bird, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1256** -- TennCare - Allows TennCare to subrogate MCO's right of action for recovering medical expenses, at TennCare's option. Amends TCA Title 71, Chapter 5, section 117. by *McDaniel, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1257** -- Unemployment Compensation - Revises payment schedule for unemployment compensation benefits. - TCA Section 50-7-301(b)(1). by *Ford S, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1258** -- Education - Sets November 1, 1996, as new effective date for application of teacher effects testing data to Sander's model annual estimates on student progress in Grades 3 -- 8. Amends TCA Section 49-1-606. by *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Boyer, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Jones U (Shelby), *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1259** -- Hospitals and Health Care Facilities - Makes non-relocating health care practitioners eligible for "health resource shortage areas" incentive program; directs program's development to regional health council chosen by department of health. Amends TCA Section 66-29-151. by *Clabough.

***House Bill No. 1260** -- Agriculture, Dept. of - Abolishes registration requirement for kerosene and motor fuel conveyors. Amends TCA Section 47-18-1304. by *Dunn, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Boyer, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1261** -- Securities - Exempts Tennessee Securities Act of 1980, from preemption by federal Philanthropy Protection Act of 1995. Amends TCA Section 48-2-124. by *Dunn, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Winningham, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Goins, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1262** -- Agriculture - Creates agricultural resources conservation fund. Amends TCA Section 67-4-409. by *Bittle, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Halteman Harwell, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1263** -- Taxes, Sales - Allows purchasers to take sales and use tax credits from pollution control equipment purchases as refunds or apply to tax exempt purchases. Amends TCA Section 67-6-346. by *Sharp, *Davis R, *Haley, *Hargett, *Pleasant, *Wood, *McDaniel, *Stamps, *Walley, *Boyer, *Ford S, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Halteman Harwell, *Goins, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1264** -- Water - Enacts "Drinking Water Revolving Loan Fund Act of 1997." Amends TCA Title 68, Chapter 221, Part 10. by *McAfee, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Godsey, *Halteman Harwell, *Goins, *Walker, *Mumpower, *Boyer, *Roach.

***House Bill No. 1265** -- Sentencing - Institutes technical violator unit as alternative to state penal facility confinement. Amends TCA Title 40, Chapter 20. by *Westmoreland, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walker, *Ford S, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Halteman Harwell, *Goins, *Walley, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1266** -- Civil Service - Makes all qualified applicants eligible for positions where civil service needs unmet due to high position vacancy rates, high employee turnover rates, or both. Amends TCA Section 8-30-309(a)(2). by *Westmoreland, *Davis R, *Mumpower, *Sargent, *Godsey, *Ford S, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Wood, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Goins, *Walker, *McAfee, *Roach, *Boyer.

***House Bill No. 1267** -- Mental Illness - Abolishes crisis service program for mentally ill; extends custody and hospitalization procedures for mentally ill to all counties. Amends TCA Sections 33-1-205 and 33-6-103. Repeals TCA title 33, chapter 2, part 6. by *Wood, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Boyer, *Ford S, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Sargent, *Newton, *Scroggs, *Goins, *Walker, *McAfee, *Mumpower, *Roach.

***House Bill No. 1268** -- Taxes, Excise - Revises "net earnings" calculation relative to excise tax liability. Amends TCA Section 67-4-805(b)(1)(D) and (2)(F). by *Wood, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

***House Bill No. 1269** -- Interstate Compacts - Enacts "Interstate Contracting for Federal Programs Act." Amends TCA Title 12. by *Wood, *Davis R, *Haley, *Hargett, *Pleasant, *McDaniel, *Stamps, *Walley, *Ford S, *Patton, *Kerr, *Beavers, *Kent, *Bird, *Clabough, *McKee, *Newton, *Scroggs, *Godsey, *Halteman Harwell, *Walker, *McAfee, *Mumpower, *Roach, *Boyer.

House Bill No. 1270 -- Commerce and Insurance, Dept. of - Extends from 48 to 72 hours' notice requirement for boards to director of division of regulatory boards Amends TCA Title 56. by *Rhinehart.

House Bill No. 1271 -- Managed Care Organizations - Authorizes non-profit HMO created prior to 1/1/81 by Blue Cross/Blue Shield to be treated as subsidiary of Blue Cross solely to determine status of HMO as admitted asset, provided Blue Cross has net worth at least equal to capital and surplus requirements of law for insurance company. Amends TCA Title 56, Chapter 2. by *Rhinehart.

House Bill No. 1272 -- Insurance, Health, Accident - Revises eligibility requirement for participation in Memphis Plan Act from limitation that business employ 50 eligible persons to 99 persons or less. Amends TCA Title 56, Chapter 7. by *Rhinehart.

House Bill No. 1273 -- Custody and Support - Requires court to consider ongoing or previous relationship with grandparents in determining grandparent visitation rights Amends TCA Section 36-6-302. by *Williams (Williamson).

House Bill No. 1274 -- Public Records - Requires county officials to provide computer access and remote electronic access to records during and after regular business hours Amends TCA Title 10, Chapter 7, Part 1. by *Chumney.

House Bill No. 1275 -- Criminal Offenses - Creates Class E felony offense for wearing bullet-proof vest while committing felony involving violence, burglary, or any felony or misdemeanor involving controlled substance. Amends TCA Title 39, Chapter 17, Part 13. by *Jones, S., *Pruitt, *Langster, *Odom, *Garrett, *Boner, *Robinson, *West, *Huskey, *Kent.

House Bill No. 1276 -- Firearms and Ammunition - Authorizes sale of confiscated weapon in auction limited to licensed firearm dealers; proceeds go for law enforcement purposes in county or municipality that conducted auction. Amends TCA Section 39-17-1317. by *Jones, S..

House Bill No. 1277 -- Law Enforcement - Gives law enforcement officers, excluding sheriffs and probationary members, procedural protections for actions that may result in dismissal or suspension without pay for 20 or more working days. Amends TCA Title 38, Chapter 8, Part 3. by *Jones, S., *Pruitt, *Odom, *West, *Kent.

House Bill No. 1278 -- Private Protective Services - Requires uniforms of security guard/officer be approved by chief law enforcement officer of county where such security guard/officer is employed. Amends TCA 62-35-128. by *Jones, S., *Pruitt, *Huskey.

House Bill No. 1279 -- Tort Liability - Requires attorney designated by county or city to represent and defend employee sued for action arising out of official duties; authorizes government to indemnify employee from judgment in certain circumstances. Amends TCA Title 29, Chapter 20, Part 2. by *Jones, S., *Kent.

WEDNESDAY, FEBRUARY 19, 1997 -- EIGHTH LEGISLATIVE DAY

House Bill No. 1280 -- Taxes, Sales - Exempts from increase in local option sales tax rate sales contractually committed before 7/1/96 in cities over 100,000 with higher rate than county Amends TCA Title 67, Chapter 6. by *Stulce.

***House Bill No. 1281** -- Alcoholic Beverages - Redefines "restaurant" to include certain gourmet coffee houses to authorize sale and consumption of alcoholic beverages on such premises. Amends TCA Section 57-4-102(19). by *Brown, *Turner (Shelby).

House Bill No. 1282 -- Custody and Support - Requires clerk to notify agency which requested income withholding within ten days instead of five working days of receiving information that obligor has obtained employment in another state or has new or additional source of income. Amends TCA Title 8; Title 18; Title 36; Title 37 and Title 71. by *McMillan.

House Bill No. 1283 -- Custody and Support - Gives party ten days instead of five following referee's decision in child support action to request hearing by judge of court having jurisdiction. Amends TCA Title 8; Title 18; Title 36; Title 37; Title 45 and Title 71. by *West.

House Bill No. 1284 -- Welfare - Revises low-income entrepreneur demonstration project for Families First participants. Amends TCA Title 71, Chapter 3, Part 9. by *Pruitt, *Bowers.

House Bill No. 1285 -- Welfare - Revises individual development account pilot program for Families First participants to include others; provides matching fund contributions not be counted toward resource limit for eligibility for needs tested programs; requires waiver be submitted. Amends TCA Title 71, Chapter 3, Part 10. by *Pruitt, *Bowers.

House Bill No. 1286 -- Economic and Community Development - Requires any grant program authorized to support creation and expansion of economic development efforts by community-based organizations to permit use of up to 5 percent of funds for administration of grant program. Amends TCA Title 13, Chapter 14, Part 2. by *Pruitt, *Bowers.

House Bill No. 1287 -- Criminal Offenses - Adds to present law requiring HIV testing for persons initially arrested for aggravated rape, rape, statutory rape and rape of a child, that person convicted of patronizing prostitution submit to HIV testing. Amends TCA Section 39-13-521. by *Jones, S., *West, *Rhinehart, *DeBerry J, *Pruitt, *Langster, *Lewis, *Cross, *Boner, *Eckles, *Huskey, *Odom, *Garrett, *Halteman Harwell, *Bowers.

House Bill No. 1288 -- Drugs - Enacts "Drug Dealer Liability Act of 1997." Amends TCA Title 29, Chapter 34. by *Dunn, *Newton, *Ritchie.

House Bill No. 1289 -- Trusts - Permits venue for trusts to be changed within state or out of state in court's discretion. by *Fowlkes.

WEDNESDAY, FEBRUARY 19, 1997 -- EIGHTH LEGISLATIVE DAY

House Bill No. 1290 -- Penal and Reformatory Institutions - Establishes that general assembly does not find alternatives to incarceration appropriate for second time offenders whose offenses resulted in personal injury to victims of their crimes. Amends TCA Titles 38 -- 41. by *Newton.

House Bill No. 1291 -- Taxes, Sales - Redefines "qualifying facility" for sales and use tax purposes by deleting requirement that expansion to existing warehouse or distribution facility has been previously qualified under another provision; applies to all investments made on or after April 1, 1995. Amends TCA Title 67. by *Bowers.

House Bill No. 1292 -- Taxes, Sales - Exempts gross proceeds from admissions to musical concerts for benefit of law enforcement personnel or firefighters from sales tax. Amends TCA Title 67, Chapter 6. by *Boner.

House Bill No. 1293 -- Taxes, Sales - Exempts gross proceeds from admissions to musical concerts for benefit of law enforcement personnel or firefighters from sales tax. Amends TCA Title 67, Chapter 6. by *Boner.

House Bill No. 1294 -- Taxes, Sales - Permits sales tax exemption for gross proceeds from benefit concert admissions, even if benefit association retains services of professional. Amends TCA Title 67, Chapter 6. by *Boner.

House Bill No. 1295 -- Taxes, Sales - Deletes trailers used to transport livestock from farm equipment exemption from sales tax; exempts once again poultry environment control, feeding, watering and egg conveying equipment costing more than \$250. Amends TCA Section 67-6-102. by *Givens.

House Bill No. 1296 -- Securities - Exempts non-insurer distributions of outstanding security from registration requirements. Amends TCA Title 48, Chapter 2, Section 103(b). by *Williams (Williamson).

House Bill No. 1297 -- Motor Vehicles - Requires certificate of convenience and necessity for carriers of household goods and passenger motor vehicles after June 30, 1997, but continues exemption for limousines. Amends TCA Title 55; Title 56 and Title 65. by *Williams (Williamson).

House Bill No. 1298 -- Tennessee Regulatory Authority - Requires carriers of household goods and passenger motor vehicles to continue to obtain certificates of convenience and necessity after June 30, 1997. Amends TCA Title 65, Chapter 15. by *Williams (Williamson).

House Bill No. 1299 -- Motor Vehicles - Requires certificate of convenience and necessity for carriers of household goods and passenger motor vehicles after June 30, 1997, but continues exemption for limousines. Amends TCA Title 55; Title 56; Title 65, Chapter 1; Title 65, Chapter 4 and Title 65, Chapter 15. by *Sands.

House Bill No. 1300 -- Hospitals and Health Care Facilities - Prohibits discrimination among licensed providers on basis of licenses by health facilities commission. Amends TCA Title 68, Chapter 11. by *Caldwell.

WEDNESDAY, FEBRUARY 19, 1997 -- EIGHTH LEGISLATIVE DAY

House Bill No. 1301 -- State Employees - Allows child of state employee who dies while employed, though not "in the line of duty," to continue to receive 25 percent tuition discount up to age 24. Amends TCA Section 8-50-115. by *Mumpower, *Westmoreland, *Whitson, *Patton, *Godsey, *McDaniel.

House Bill No. 1302 -- Criminal Offenses - Expands scope of criminal offense of theft of utility services to include sanitary sewer services. Amends TCA Section 65-35-101, Section 65-35-102 and Section 65-35-103. by *Mumpower, *Westmoreland, *Whitson, *Godsey, *Hicks, *McDaniel.

House Bill No. 1303 -- TennCare - Codifies rule establishing reserve fund pool payments for primary care providers having a disproportionate number of TennCare patients. Amends TCA Title 71, Chapter 5. by *Arriola, *Cole (Carter), *Rinks, *Givens.

House Bill No. 1304 -- Health - Requires department of health to compile data obtained through TennCare Bureau to determine if care provided to pregnant women utilizes regionalized system of care developed by department; department to file annual report with governor and general assembly. Amends TCA Title 68 and Title 71, Chapter 5. by *Chumney, *Caldwell, *Brown, *Jones, S., *Turner (Hamilton).

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1015 -- Benton County -- Local Bill Held on House Desk

House Bill No. 1016 -- Judges and Chancellors -- Caption Bill Held on House Desk

House Bill No. 1017 -- Courts, General Sessions -- House Judiciary Committee

House Bill No. 1018 -- Law Enforcement -- House Judiciary Committee

House Bill No. 1019 -- Workers' Compensation -- House Consumer & Employees Affairs Committee

House Bill No. 1020 -- County Officers -- House State & Local Government Committee

House Bill No. 1021 -- Highway Signs -- House Transportation Committee

House Bill No. 1022 -- Judges and Chancellors -- House Judiciary Committee

House Bill No. 1023 -- Alcoholic Beverages -- House State & Local Government Committee

House Bill No. 1024 -- Firearms and Ammunition -- House Judiciary Committee

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House Bill No. 1025 -- Public Property -- Caption Bill Held on House Desk

House Bill No. 1026 -- Courts, General Sessions -- House Judiciary Committee

House Bill No. 1027 -- Adoption -- House Children and Family Affairs Committee

House Bill No. 1028 -- Civil Procedure -- House Judiciary Committee

***House Bill No. 1029** -- Pensions and Retirement Benefits -- House Education Committee

House Bill No. 1030 -- Criminal Offenses -- House Judiciary Committee

***House Bill No. 1031** -- Teachers -- House Education Committee

House Bill No. 1032 -- Evidence -- House Judiciary Committee

House Bill No. 1033 -- Real Property -- House Commerce Committee

House Bill No. 1034 -- Liens -- House Commerce Committee

House Bill No. 1035 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 1036 -- Massage -- Caption Bill Held on House Desk

House Bill No. 1037 -- Claims Commission, Tennessee -- House Judiciary Committee

House Bill No. 1038 -- Civil Procedure -- House Judiciary Committee

House Bill No. 1039 -- Pensions and Retirement Benefits -- House Finance, Ways & Means Committee

House Bill No. 1040 -- Bail, Bail Bonds -- Caption Bill Held on House Desk

House Bill No. 1041 -- Business Organizations -- Caption Bill Held on House Desk

House Bill No. 1042 -- Drugs -- House Judiciary Committee

House Bill No. 1043 -- Divorce and Annulment -- House Children and Family Affairs Committee

House Bill No. 1044 -- Limitation of Actions -- House Judiciary Committee

House Bill No. 1045 -- Taxes -- Caption Bill Held on House Desk

House Bill No. 1046 -- Education -- House Education Committee

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House Bill No. 1047 -- Motor Vehicles, Titling and Registration -- Caption Bill Held on House Desk

House Bill No. 1048 -- Education, Higher -- House Education Committee

House Bill No. 1049 -- Banks and Financial Institutions -- House Commerce Committee

House Bill No. 1050 -- General Assembly -- Caption Bill Held on House Desk

House Bill No. 1051 -- Motor Vehicles, Titling and Registration -- House Judiciary Committee

House Bill No. 1052 -- Domestic Violence -- House Children and Family Affairs Committee

House Bill No. 1053 -- Insurance Companies, Agents, Brokers -- House Commerce Committee

House Bill No. 1054 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 1055 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 1056 -- Computers and Data Processing -- House State & Local Government Committee

House Bill No. 1057 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 1058 -- Physicians and Surgeons -- House Health & Human Resources Committee

House Bill No. 1059 -- Municipal Government -- House State & Local Government Committee

House Bill No. 1060 -- Solid Waste Disposal -- House State & Local Government Committee

House Bill No. 1061 -- Hazardous Materials -- House Conservation & Environment Committee

House Bill No. 1062 -- Custody and Support -- House Children and Family Affairs Committee

House Bill No. 1063 -- Custody and Support -- House Children and Family Affairs Committee

House Bill No. 1064 -- Pensions and Retirement Benefits -- House Finance, Ways & Means Committee

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House Bill No. 1065 -- Tort Liability -- House Judiciary Committee

House Bill No. 1066 -- Hospitals and Health Care Facilities -- House Commerce Committee

House Bill No. 1067 -- Hospitals and Health Care Facilities -- House Health & Human Resources Committee

House Bill No. 1068 -- Interior Designers -- House Commerce Committee

House Bill No. 1069 -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 1070 -- Hospitals and Health Care Facilities -- Caption Bill Held on House Desk

House Bill No. 1071 -- Motor Vehicles -- Caption Bill Held on House Desk

House Bill No. 1072 -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 1073 -- Children -- House Children and Family Affairs Committee

House Bill No. 1074 -- Economic and Community Development -- Caption Bill Held on House Desk

House Bill No. 1075 -- Taxes, Real Property -- House State & Local Government Committee

House Bill No. 1076 -- Civil Procedure -- House Judiciary Committee

House Bill No. 1077 -- Taxes, Gasoline, Petroleum Products -- Caption Bill Held on House Desk

House Bill No. 1078 -- Health -- Caption Bill Held on House Desk

House Bill No. 1079 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 1080 -- Drugs -- Caption Bill Held on House Desk

House Bill No. 1081 -- Air Pollution -- Caption Bill Held on House Desk

House Bill No. 1082 -- Education -- House Education Committee

House Bill No. 1083 -- Taxes, Real Property -- House State & Local Government Committee

House Bill No. 1084 -- Municipal Government -- House State & Local Government Committee

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- House Bill No. 1085** -- Taxes -- Caption Bill Held on House Desk
- House Bill No. 1086** -- Taxes, Sales -- House Finance, Ways & Means Committee
- House Bill No. 1087** -- Alcoholic Beverages -- House State & Local Government Committee
- House Bill No. 1088** -- Education -- House Education Committee
- House Bill No. 1089** -- Tennessee Regulatory Authority -- House Government Operations Committee
- House Bill No. 1090** -- Education, Higher -- House Education Committee
- House Bill No. 1091** -- Education, Higher -- House Education Committee
- House Bill No. 1092** -- Highway Signs -- House Transportation Committee
- House Bill No. 1093** -- Tennessee Regulatory Authority -- Caption Bill Held on House Desk
- House Bill No. 1094** -- University of Tennessee -- House Education Committee
- House Bill No. 1095** -- Board of Regents -- House Education Committee
- House Bill No. 1096** -- General Assembly -- House State & Local Government Committee
- House Bill No. 1097** -- General Assembly -- House State & Local Government Committee
- House Bill No. 1098** -- Administrative Procedure -- House Government Operations Committee
- House Bill No. 1099** -- Foster Care -- House Children and Family Affairs Committee
- House Bill No. 1100** -- Highway Signs -- House Transportation Committee
- House Bill No. 1101** -- Custody and Support -- House Children and Family Affairs Committee
- House Bill No. 1102** -- Drug and Alcohol Rehabilitation -- Caption Bill Held on House Desk
- House Bill No. 1103** -- Drug and Alcohol Rehabilitation -- Caption Bill Held on House Desk
- House Bill No. 1104** -- Minors, 12-18 -- Caption Bill Held on House Desk

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- House Bill No. 1105** -- Limitation of Actions -- House Judiciary Committee
- House Bill No. 1106** -- Health -- House Health & Human Resources Committee
- House Bill No. 1107** -- Traffic Safety -- House Transportation Committee
- House Bill No. 1108** -- Real Estate Agents and Brokers -- House Commerce Committee
- House Bill No. 1109** -- Juvenile Offenders -- House Children and Family Affairs
- House Bill No. 1110** -- Juvenile Offenders -- House Children and Family Affairs Committee
- House Bill No. 1111** -- Juvenile Offenders -- House Children and Family Affairs Committee
- House Bill No. 1112** -- Juvenile Offenders -- House Children and Family Affairs Committee
- House Bill No. 1113** -- Juvenile Offenders -- House Children and Family Affairs Committee
- *House Bill No. 1114** -- Appeal and Review -- House Children and Family Affairs Committee
- House Bill No. 1115** -- Safety -- House Consumer & Employees Affairs Committee
- House Bill No. 1116** -- Annexation -- House State & Local Government Committee
- House Bill No. 1117** -- Taxes, Franchise -- Caption Bill Held on House Desk
- House Bill No. 1118** -- Accountants -- House Commerce Committee
- House Bill No. 1119** -- Highways, Roads and Bridges -- House Transportation Committee
- House Bill No. 1120** -- Boats, Boating -- House Conservation & Environment Committee
- House Bill No. 1121** -- Hospitals and Health Care Facilities -- House Health & Human Resources Committee
- House Bill No. 1122** -- Consumer Protection -- Caption Bill Held on House Desk
- House Bill No. 1123** -- University of Tennessee -- House Education Committee

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House Bill No. 1124 -- Health -- Caption Bill Held on House Desk

House Bill No. 1125 -- Sunshine Law -- Caption Bill Held on House Desk

**CAPTION BILLS REFERRED
February 19, 1997**

Pursuant to **Rule No. 47**, the following Caption Bill(s) 417 held on the Clerk's desk were referred to the following Committee(s):

***House Bill No. 417** -- Equalization Board -- House State & Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 18, 1997**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the Regular Calendar for February 20, 1997: House Bill(s) No(s). 5, 43 and 45.

COMMERCE

The Commerce Committee recommends for passage: House Bill(s) No(s). 316 and 414. Under the rules, each was transmitted to the Calendar and Rules Committee.

HEALTH AND HUMAN RESOURCES

The Health and Human Resources Committee recommended for passage: House Joint Resolution(s) No(s). 18. Under the rules, each was transmitted to the Calendar and Rules Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 19, 1997**, reported the following:

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 624, 543 and 728, House Resolution(s) No(s). 13 and House Joint Resolution(s) No(s). 23. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSENT CALENDAR

House Resolution No. 17 -- Memorials, Sports - 1996 Jefferson County High School football team, TSSAA Class 5-A runner-up. by *Roach.

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House Resolution No. 18 -- Memorials, Sports - Bill Gardner, member, Tennessee Junior/Community College Hall of Fame. by *Roach.

House Joint Resolution No. 47 -- Memorials, Public Service - Former Representative Bill Purcell, service as member and chairman, select committee on children and youth. by *DeBerry L, *Naifeh, *Ridgeway, *Hargrove.

House Bill No. 325 -- Jackson County - Subject to local approval, transfers probate jurisdiction to chancery court with clerk and master being clerk for all matters of probate. Amends Chapter 217 of the Private Acts of 1976. by *Winningham.

House Bill No. 355 -- Bristol - Subject to local approval, authorizes city manager to appoint deputy who may also serve as finance director or treasurer. Amends Chapter 84 of the Private Acts of 1991. by *Godsey, *Mumpower, *Westmoreland. (SB296 by *Ramsey)

House Bill No. 368 -- Cannon County - Subject to local approval, authorizes \$5.00 litigation tax. by *Buck.

House Bill No. 398 -- Sullivan County - Subject to local approval, creates "Northeast Tennessee Corridor Overlay District." Repeals Chapter 77 of the Private Acts of 1995. by *Westmoreland, *Godsey, *Mumpower. (SB301 by *Ramsey)

House Bill No. 465 -- McMinn County - Subject to local approval, permits trustee to accept property tax payments after July 10. by *McKee. (SB495 by *Elsea)

House Bill No. 470 -- Greene County - Subject to local approval, repeals prohibition on the possession, storage, use, manufacture and sale of pyrotechnics. Amends Chapter 588 of the Private Acts of 1949. by *Whitson, *Davis R. (SB539 by *Haun)

House Bill No. 471 -- Greene County - Subject to local approval, authorizes increase of tax from amount not to exceed 2 percent to amount not to exceed 3 percent; revises distribution of tax. Amends Chapter 127 of the Private Acts of 1986. by *Whitson, *Davis R. (SB540 by *Haun)

House Bill No. 491 -- Big Sandy - Subject to local approval, revises charter. Amends Chapter 200 of the Acts of 1903. by *Tidwell. (SB1224 by *Herron)

House Bill No. 492 -- Camden - Subject to local approval, replaces "town" designation with "city." Amends Chapter 350 of Acts of 1903. by *Tidwell. (SB1225 by *Herron)

House Bill No. 523 -- Rutherford - Subject to local approval, makes city election date regular November election - Amends Chapter 133 of the Private Acts of 1994. by *Phelan, *Pinion. (SB610 by *Carter)

House Bill No. 524 -- Gibson County - Subject to local approval, changes effective date on interchange of judges; adds interchange with juvenile judge - Amends Chapter 198 of the Private Acts of 1996. by *Phelan, *Pinion. (SB611 by *Carter)

Senate Joint Resolution No. 40 -- Memorials, Death - Milton H. Hamilton, Sr. by *Herron, *Wilder, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jordan, *Koella, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Williams, *Womack.

Senate Joint Resolution No. 42 -- Memorials, Professional Achievement - Cooley's Fine Clothing, 60th anniversary. by *Fowler, *Crutchfield.

Senate Joint Resolution No. 43 -- Memorials, Personal Achievement - Andrew Thompson, Oscar Mayer talent winner. by *Womack, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jordan, *Koella, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 44 -- Memorials, Death - James "Trooper Jim" Foster. by *Kyle, *Haynes, *Herron.

Rep. Eckles moved that all members voting aye on **Senate Joint Resolution No. 43** be added as sponsors, which motion prevailed.

Rep. McDaniel moved that all members voting aye on **Senate Joint Resolution No. 40** be added as sponsors, which motion prevailed.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Joint Resolution No. 47: by Rep. L. DeBerry

Under the rules, House Joint Resolution No: 47 was/were placed at the foot of the calendar for February 20, 1997.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	95
Noes	0
Present and not voting	3

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker, Walley,

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Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

Representatives present and not voting were: Boner, Turner (Ham), West -- 3.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Williams, **House Bill No. 957** was withdrawn from the House.

MESSAGE FROM THE SENATE

February 19, 1997

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 46; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

February 19, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 60; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 60 -- General Assembly, Joint Conventions - State of Judiciary Address, Wednesday, February 26, 1997, 3:00 p.m. by *Crutchfield, *Wilder, *Person, *Atchley.

ENGROSSED BILLS

February 19, 1997

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s) 325, 355, 368, 398, 465, 470, 471, 491, 492, 523 and 524 .

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

February 19, 1997

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 13, with his approval.

COURTNEY PEARRE, Counsel to the Governor.

MESSAGE FROM THE SENATE

February 19, 1997

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 51; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

February 19, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 17, 18, 42, 118 and 162; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 17** -- Highway Signs - "Veterans Memorial Parkway," segment of U.S. 421 in Johnson County. by *Crowe.

***Senate Bill No. 18** -- Highway Signs - "Veterans Memorial Parkway," U.S. 19E in Carter County. by *Crowe.

***Senate Bill No. 42** -- Textbooks - Provides for specific notice of meetings of state textbook commission to representatives of Tennessee school boards association, school superintendents' association, and Tennessee education association. Amends TCA Section 49-6-2201(i). by *Womack.

***Senate Bill No. 118** -- Health, Dept. of - Permits "other home care accrediting organizations" recognized by HCFA, in addition to joint commission on accreditation of health care organizations, as entities who may accredit home medical equipment providers to be eligible for presumptive licensing by board for licensing health care facilities. Amends TCA Section 68-11-226. by *Cooper.

Senate Bill No. 162 -- Children - Authorizes investments by trustee and fiduciary of minor's trust funds in tuition units under B.E.S.T. Act Amends TCA Title 35, Chapter 3. by *Womack.

MESSAGE FROM THE SENATE

February 19, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 32; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Joint Resolution No. 32** -- Naming and Designating - "Ranger Dick Huddleston Cedar Forest Lodge," Cedars of Lebanon State Recreational Park. by *Rochelle.

ROLL CALL

The roll call was taken with the following results:

Present 99

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 99.

RECESS MOTION

Representative Hargrove moved that, pursuant to House Joint Resolution No. 46, the House stand in a brief recess before going into joint convention with the Senate to honor Dr. Peter Doherty at the conclusion of which, the House will stand in recess until 9:00 a.m., Thursday, February 20, 1997.